

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Pawan SETH et al.

Application No./Patent No.: 10/517,809

Filed/Issue Date: OCTOBER 11, 2005

Entitled: MODIFIED RELEASE FORMULATIONS OF AT LEAST ONE FORM OF TRAMADOL

BIOVAIL LABORATORIES INTERNATIONAL S.R.L., a ASSIGNEE

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, government agency, etc.)

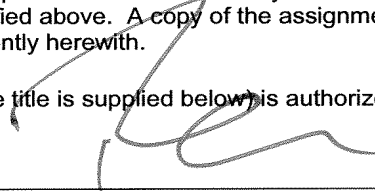
States that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
2. ☐ an assignee of less than the entire right, title and interest.

The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of an assignment from the inventor(s) of the patent application/patent identified above. A copy of the assignment is attached. The assignment was previously recorded or is being recorded concurrently herewith.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
\_\_\_\_\_  
Signature

7/19/07  
\_\_\_\_\_  
Date

Richard L. Treanor  
\_\_\_\_\_  
Printed or Typed Name

703-413-3000  
\_\_\_\_\_  
Telephone Number

\_\_\_\_\_  
Registration Number

36,379  
\_\_\_\_\_  
Registration Number

## ASSIGNMENT

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, each undersigned inventor has sold and assigned, and by these presents hereby sells and assigns, unto:

**BIOVAIL LABORATORIES INTERNATIONAL S.R.L.  
CHELSTON PARK, BUILDING 1  
GROUND FLOOR, COLLYMORE ROCK  
ST. MICHAELS, BARBADOS, WEST INDIES**

(hereinafter ASSIGNEE) all right, title and interest for the United States, its territories and possessions in and to his invention relating to:

### MODIFIED RELEASE FORMULATION OF AT LEAST ONE FORM OF TRAMADOL

as set forth in his United States Patent Application (check one):

☐ executed concurrently herewith,  
☐ executed on  
☒ Serial No. PCT/US03/04866 filed 21 February 2003

in and to said United States Patent Application including any and all divisions or continuations thereof and in and to any and all Letters Patent of the United States which may issue on any such application or for said invention, including any and all reissues or extensions thereof, to be held and enjoyed by said ASSIGNEE, its successors, legal representatives and assigns to the full end of the term or terms for which any and all such Letters patent may be granted as fully and entirely as would have been held and enjoyed by the undersigned had this Assignment not been made;

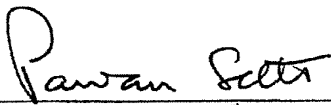
Each of the undersigned hereby authorizes and requests the Commissioner of Patents and Trademarks to issue any and all such Letters patent to said ASSIGNEE, its successors or assigns in accordance herewith;

Each of the undersigned warrants and covenants that he has the full and unencumbered right to sell and assign the interests herein sold and assigned and that he has not executed and will not execute any document or instrument in conflict herewith;

Each of the undersigned further covenants and agrees he will communicate to said ASSIGNEE, its successors, legal representatives or assigns all information known to him relating to said invention or patent application and that he will execute and deliver any papers, make all rightful oaths, testify in any legal proceedings and perform all other lawful acts deemed necessary or desirable by said ASSIGNEE, its successors, legal representatives or assigns to perfect title to said invention, to said application including divisions and continuations thereof and to any and all Letters Patent which may be granted therefor or thereon, including reissues or extensions, in said ASSIGNEE, its successors, or assigns or to assist said ASSIGNEE, its successors, legal representatives or assigns in obtaining, reissuing or enforcing Letters Patent of the United States for said invention;

Each of the undersigned hereby grants the firm of DUANE MORRIS L.L.P., or any partner thereof, the power to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U. S. Patent and Trademark Office for recordation of this Assignment.

9/29/05  
Date

  
(Signature of 1<sup>st</sup> Inventor)  
Pawan SETH

  
(signature of witness)

Assignment  
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Attorney Docket No.: 100338.54173US

11-29-05

Date



(Signature of 2<sup>nd</sup> Inventor)

Paul MAES



(signature of witness)

Note: Prima facie evidence of execution may optionally be obtained by execution of this document before a U.S. Consul or before a local officer authorized to administer oaths whose authority is proved by a certificate from a U.S. Consul.